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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/749,629	12/28/2000	Surendra Goel	06975-152001/ Search 04	5986
26171	7590	05/06/2004	EXAMINER	
FISH & RICHARDSON P.C. 1425 K STREET, N.W. 11TH FLOOR WASHINGTON, DC 20005-3500			MIZRAHI, DIANE D	
			ART UNIT	PAPER NUMBER
			2175	17
DATE MAILED: 05/06/2004				

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	09/749,629	GOEL, SURENDRA	
	Examiner	Art Unit	
	DIANE D. MIZRAHI	2175	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 30 December 1899.
 2a) This action is FINAL. 2b) This action is non-final.
 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-31 and 44-47 is/are pending in the application.
 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
 5) Claim(s) 44-47 is/are allowed.
 6) Claim(s) _____ is/are rejected.
 7) Claim(s) 5-23,30 and 31 is/are objected to.
 8) Claim(s) 41-47 are subject to restriction and/or election requirement.

*DIANE D. MIZRAHI
PRIMARY PATENT EXAMINER
TECHNOLOGY CENTER 2100*

Application Papers

- 9) The specification is objected to by the Examiner.
 10) The drawing(s) filed on 12-26-00 is/are: a) accepted or b) objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____. |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>16</u> . | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| | 6) <input type="checkbox"/> Other: _____. |

Claims 1-23, 24-31 and 44-47 have been elected by Applicant for examination.

Claims 32- 43 should be canceled by Applicant.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-4 and 24-29 are rejected under 35 U.S.C. 102(e) as being anticipated by Russell Synder (US Patent No. 6,643,641 B1 and Synder hereinafter).

Regarding Claims 1, 24, and 26 Synder teaches a method for performing a search to identify web sites that relate to a search term based on text within the web sites, the method comprising:

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receiving at least one search term (col 4, lines 3-12); comparing the search term with electronic information within at least one electronic information store to determine whether matches exist (i.e. the search results appearing on the user's browser include links to the web pages that were found to meet the criteria (hits) (col 6, lines 23-27), where the electronic information within the at least one electronic information store includes text displayed by different web pages from different web sites (i.e. URL addresses 82 of web pages meeting the user criteria) (col 8, lines 35-56); and displaying results based on the matches that are determined to exist, (i.e. URL addressing is used internally in html pages to address image... Internet) (col 9, lines 9-24) the results including at least one web site identifier (i.e. URL addresses) (col 8, lines 35-56).

Regarding Claims 2, 25 and 27-28, Synder teaches receiving at least one search term (col 4, lines 3-12) comprises receiving several search terms and grouping the search terms received as a single string (i.e. the string. ... likewise the URLs of all the files containing the component terms are available ("quick" or "brown" or "fox"), and these terms or phrases can be combined with other terms or arbitrary categorizations) (col 12, lines 8-

25); and comparing the search term comprises comparing the single string of search terms with the electronic information within the electronic information store to determine whether matches exist (i.e. search portal may require commands or may permit selection using point-and-click steps. The search engine compare the search criteria to the pre-prepared database of information gleaned from the web pages (col 13, lines 32-61).

Regarding Claims 3 and 29, Synder teaches 1 wherein the electronic information within the electronic information store further includes full text displayed by different web pages from different web sites, such that comparing the search term comprises comparing the search term with the full text displayed by different web pages from different web sites (i.e. The strings and the succession of strings are compared to stored parameters whereby certain_strings_ are construed as links or formatting commands, which is noted accordingly. The occurrence and proximity of these strings and the free content strings that are to appear as text in the web page when displayed on a browser, are all noted and stored in a database where this information is cross referenced to the URL address of the website from which the page was loaded) (col 14, lines 66-67 to col 15, lines 1-15).

Regarding Claim 4, Synder teaches wherein the electronic information within the electronic information store further includes titles, descriptions, and addresses of web sites such that comparing the search term comprises comparing the search term with the titles, the descriptions, and the addresses of web sites (i.e. the criteria are compared to the indexed text information. By whatever means used (e.g., all words, any word, exact phrase, Boolean combinations, (col 38, lines 4-16).

Allowable Subject Matter

Claims 5-23 and 30-31 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Applicant's particular the text of an introductory page includes full text of the introductory page such that comparing the search term comprises comparing the search term with the full text of the introductory pages in combination with the other limitations of the claims, was not disclosed by, would not have been obvious over, nor would have been fairly suggested by the prior art of record.

Claims 44-47 are allowable over the prior art made of record.

Applicant's particular system for storing searchable which includes a first electronic region that includes text displayed by different web pages from different web sites is populated by automatically scanning and storing the text of a web site when the web site is accessed a threshold number of times by members of a web host, and a second electronic region that includes text displayed by different web pages from different web sites and is populated by automatically scanning and storing the text of a web site provided by a listing service that was not accessed the threshold number of times by members of the web host in combination with the other limitations of the claims, was not disclosed by, would not have been obvious over, nor would have been fairly suggested by the prior art of record.

Other Prior Art Made of Record

The prior art made of record and not relied upon is considered pertinent to Applicant's disclosure.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Diane D. Mizrahi whose telephone number is (703) 305-3806. The examiner can normally be reached on Monday-Thursday.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dov Popovici can be reached on (703) 305-3830. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 305-9000 for regular communications and (703) 305-9000 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-9001.



Diane Mizrahi

Primary Patent Examiner
Technology Center 2100

May 1, 2004